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(Additional counsel information omitted)

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

ENTROPIC COMMUNICATIONS,
LLC,

Plaintiff,

v.

DIRECTV, LLC; AT&T, INC.; AT&T
SERVICES, INC.; AND AT&T
COMMUNICATIONS, LLC

Defendants.

Lead Case No. 2:23-cv-01043-JWH-KES

Consolidated with Case Nos.:
2:23-CV-01047-JWH-KES
2:23-CV-01048-JWH-KES
2:23-CV-05253-JWH-KES

**DECLARATION OF DAVID S. FRIST
IN SUPPORT OF DIRECTV
DEFENDANTS' RULE 12(b)(6)
MOTION TO DISMISS UNDER 35
U.S.C. § 101**

Date: December 15, 2023
Time: 9:00AM
Courtroom: 9D

1 I, David S. Frist, hereby declare and state as follows:

2 1. I am a partner of Alston & Bird LLP, and I represent the Defendants
3 DIRECTV, LLC and AT&T Services, Inc. in this matter. I am submitting this Declaration
4 in connection with Defendants' 12(b)(6) Motion to Dismiss Under 35 U.S.C. § 101. I have
5 personal knowledge of the facts set forth herein and if called upon to do so, could testify
6 competently thereto.

7 2. Attached as Exhibit 1 hereto is a true and accurate copy of U.S. Patent No.
8 5,488,632.

9 3. Attached as Exhibit 2 hereto is a true and accurate copy of U.S. Patent No.
10 6,091,932.

11 4. Attached as Exhibit 3 hereto is a true and accurate copy of U.S. Patent No.
12 6,085,248.

13 5. Attached as Exhibit 4 hereto is a true and accurate copy of the April 1, 2009
14 non-final rejection of U.S. Patent Application No. 11/241,748, which ultimately issued as
15 the U.S. Patent No. 8,621,539.

16 6. Attached as Exhibit 5 hereto is a true and accurate copy of excerpts of the file
17 history of U.S. Patent Application No. 11/292,939, which ultimately issued as U.S. Patent
18 No. 8,085,802.

19 7. Attached as Exhibit 6 hereto is a true and accurate copy of Entropic's
20 Disclosure of Asserted Claims and Infringement Contentions.

21
22 I declare under penalty of perjury that the foregoing is true and accurate to the
23 best of my knowledge, information, and belief.

24 Executed this 1st day of November, 2023 in Atlanta, Georgia.

25
26 /s/ David S. Frist
David S. Frist
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